

Court File No. CI 23-01-39360

THE KING'S BENCH
WINNIPEG CENTRE

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*, R.S.C.
1985, c. C-36, AS AMENDED

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF
POLAR WINDOW OF CANADA LTD., ACCURATE DORWIN (2020) INC., GLASS 8
INC., NATIONAL INTERIORS (2021) INC., 12986647 CANADA LTD. o/a ALLSCO
WINDOWS & DOORS, 12986591 CANADA LTD. o/a ALWEATHER WINDOWS &
DOORS, POLAR HOLDING LTD., 10064720 MANITOBA LTD. AND 12986914
CANADA LTD.

(the "Applicants")

APPLICATION UNDER: THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,
R.S.C., c. C-36, AS AMENDED

ORDER
(DISMISSING JOHN P. O'KEEFE LLC'S NOTICE OF MOTION)
DATE OF HEARING: FRIDAY, APRIL 26, 2024 AT 10:00 A.M.
THE HONOURABLE MR. JUSTICE BOCK

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CLIENT FILE NO. 549268.11

**THE KING'S BENCH
WINNIPEG CENTRE**

THE HONOURABLE) the 26th day of April, 2024
MR. JUSTICE BOCK)
)

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*, R.S.C. 1985, c. C-36, AS AMENDED

AND IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF POLAR WINDOW OF CANADA LTD., ACCURATE DORWIN (2020) INC., GLASS 8 INC., NATIONAL INTERIORS (2021) INC., 12986647 CANADA LTD. o/a ALLSCO WINDOWS & DOORS, 12986591 CANADA LTD. o/a ALWEATHER WINDOWS & DOORS, POLAR HOLDING LTD., 10064720 MANITOBA LTD. AND 12986914 CANADA LTD.

(the "**Applicants**")

APPLICATION UNDER: THE *COMPANIES' CREDITORS ARRANGEMENT ACT*, R.S.C., c. C-36, AS AMENDED

**ORDER
(DISMISSING JOHN P. O'KEEFE LLC'S NOTICE OF MOTION)**

THIS MOTION, made by John P. O'Keefe LLC ("**O'Keefe LLC**") for an order modifying this Court's approval of the sale of Accurate Dorwin (2020) Inc.'s ("**Accurate Dorwin**") assets to 15244986 Canada Inc. (the "**Purchaser**") and to require the Purchaser to assume Accurate Dorwin's liabilities for commission payments owed to O'Keefe LLC, was heard this day at the Law Courts Building at 408 York Avenue, in the City of Winnipeg, Manitoba.

ON READING O'Keefe LLC's notice of motion dated April 10, 2024 (as amended), addendum one to O'Keefe LLC's notice of motion dated April 24, 2024, the Affidavit of John O'Keefe, the Seventh Report of the Monitor dated April 22, 2024 (the "**Seventh Report**"), and on hearing the submissions of counsel for BDO Canada Limited and John O'Keefe, the principal of O'Keefe LLC:

1. THIS COURT ORDERS that John P. O'Keefe LLC's notice of motion dated April 10, 2024 (as amended) is hereby dismissed.

2. THIS COURT ORDERS that there shall be no order as to costs.

June __, 2024

Ted Bock

Digitally signed by Ted Bock
Date: 2024.06.19 08:28:31 -05'00'

BOCK, J.

I, Craig Frith, of the firm of McDougall Gauley LLP, hereby certify that I have received the consents as to form of the following parties:

Sam Gabor, Gowling WLG (Canada) LLP, counsel for The Toronto-Dominion Bank
Jonathan Hillson, Bennett Jones LLP, counsel for Chandos Construction
Penny Piper, Department of Justice (Canada), counsel for Canada Revenue Agency
Melanie LaBossiere, Thompson Dorfman Sweatman LLP, counsel for CW Stevenson Inc.
Sean Blakeley, Adair Goldblatt Bieber LLP, counsel for Stephen Segal
John O'Keefe, principal of John P. O'Keefe LLC